

## 2009 DRAFTING REQUEST

### Bill

Received: **01/16/2009**

Received By: **agary**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Byrnes**

This file may be shown to any legislator: **NO**

Drafter: **agary**

May Contact:

Addl. Drafters: **jkreye**

Subject: **Transportation - motor vehicles**

Extra Copies: **EVM**

Submit via email: **NO**

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### Pre Topic:

DOA:.....Byrnes, BB0450 -

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### Topic:

Creation of Milwaukee Brewers special plates

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### Instructions:

See attached

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### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	agary 01/16/2009	kfollett 01/17/2009		_____			S&L
/1			jfrantze 01/20/2009	_____	sbasford 01/20/2009		S&L
/2	agary 01/30/2009	kfollett 01/30/2009	rschluet 01/30/2009	_____	cdurst 01/30/2009		S&L
/3	agary 02/03/2009	kfollett 02/03/2009	jfrantze 02/03/2009	_____	lparisi 02/03/2009		S&L
/4	agary 02/03/2009	kfollett 02/04/2009	mduchek 02/04/2009	_____	sbasford 02/04/2009		

Vers.      Drafted      Reviewed      Typed      Proofed      Submitted      Jacketed      Required

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/3	agary 02/03/2009	kfollett 02/03/2009	jfrantze 02/03/2009	_____	lparisi 02/03/2009		

FE Sent For:

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/2	agary 01/30/2009	kfollett 01/30/2009	rschluet 01/30/2009	_____	cduerst 01/30/2009		

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13 klf  
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/1		12 klf 1/30	jfrantze 01/20/2009	_____ _____	sbasford 01/20/2009		

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/?	agary		g 1/19	g 1/20	RS		

FE Sent For:

**<END>**

## 2009-11 Budget Bill Statutory Language Drafting Request

- Topic: Creation of Milwaukee Brewers Special License Plate
- Tracking Code: BB0450
- SBO team: Tax, Transportation and Budget Development Team
- SBO analyst: Tyler Byrnes
  - Phone: 266-1039
  - Email: tyler.byrnes@wisconsin.gov
- Agency acronym: DOT
- Agency number: 395
- Priority (Low, Medium, High): High

Intent: Please prepare a draft that creates a special license plate for the Milwaukee Brewers. The revenue is to be dedicated to the stadium district, with two percent of revenues going to the Milwaukee brewers for use of their logo. Allow the department to keep the first \$23,000 for reimbursement for plate development costs. Specify that the stadium district is to present a design within two months, with the department given an additional 6 months to be ready for issuance. Specify that the \$15 issuance be deposited into the transportation fund. The language should be similar to other special license plate language.



DOA

in 1/16

LRB-1605/1

ARG&JK:kjf:ph

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

*A. Note*

*Don & Gen*

1 AN ACT *to amend* 20.395 (5) (cL) (title), 20.835 (4) (gb), 77.705, 341.14 (6r) (b)  
2 1., 341.14 (6r) (c), 341.14 (6r) (e) and 341.14 (6r) (fm) 7.; and *to create* 20.395  
3 (5) (ej), 25.40 (1) (a) 25., 341.14 (6r) (b) 12., 341.14 (6r) (f) 59. and 341.14 (6r) (i)  
4 of the *the budget* statutes; *relating to:* special distinguishing registration plates  
5 associated with certain professional baseball teams, funding for Professional  
6 Baseball Park Districts, and making appropriations.

#### TRANSPORTATION

##### *Drivers and motor vehicles* **Analysis by the Legislative Reference Bureau**

x DOT Under current law, any group or organization may apply to the Department of Transportation for designation as an authorized special group. If the application is approved, members of the authorized special group may obtain special distinguishing registration plates for certain vehicles, including automobiles and motor homes, that are owned or leased by special group members. A fee, in addition to the regular registration fee for the particular kind of vehicle, is charged for the issuance or reissuance of most special plates.

Before October 2, 1998, authorized special groups whose members may obtain special plates were specifically enumerated in state law. Current law provides that specific enumeration in state law of authorized special groups is limited to those special groups enumerated before October 2, 1998.

This bill establishes an authorized special group specifically enumerated in state law for persons interested in expressing their support of a major league

professional baseball team that uses as its home field baseball park facilities that are constructed in a Professional Baseball Park District (presently only the Milwaukee Brewers). In addition to the regular vehicle registration fee, special group members are required to pay a \$15 fee for issuance or reissuance of the special plates and an additional \$25 annual fee that provides funds to retire the debt of the Professional Baseball Park District.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

---

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

1           **SECTION 1.** 20.395 (5) (cL) (title) of the statutes is amended to read:

2           20.395 (5) (cL) (title) *Licensing Football plate licensing fees, state funds.*

note: bud →

3           **SECTION 2.** 20.395 (5) (ej) of the statutes is created to read:

4           20.395 (5) (ej) *Baseball plate licensing fees, state funds.* From the general fund,  
5 all moneys received under s. 341.14 (6r) (b) 12. a. for the purpose of making payments  
6 of licensing fees under s. 341.14 (6r) (i).

note: bud →

7           **SECTION 3.** 20.835 (4) (gb) of the statutes is amended to read:

8           20.835 (4) (gb) *Special district taxes.* All moneys received from the taxes  
9 imposed under s. 77.705, and from the appropriation account under s. 20.566 (1) (gd),  
10 and all moneys received under s. 341.14 (6r) (b) 12. b., for the purpose of distribution  
11 to the special districts that adopt a resolution imposing taxes under subch. V of ch.  
12 77, and for the purpose of financing a local professional baseball park district, except  
13 that of those tax revenues collected under subch. V of ch. 77 3% for the first 2 years  
14 of collection and 1.5% thereafter shall be credited to the appropriation account under  
15 s. 20.566 (1) (gd).

16           **SECTION 4.** 25.40 (1) (a) 25. of the statutes is created to read:

1           25.40 (1) (a) 25. Moneys received under s. 341.14 (6r) (b) 12. that are deposited  
2 into the general fund and credited to the appropriation accounts under ss. 20.395 (5)  
3 (ej) and 20.835 (4) (gb). ✓

4           **SECTION 5.** 77.705 of the statutes is amended to read:

5           **77.705 Adoption by resolution; baseball park district.** A local  
6 professional baseball park district created under subch. III of ch. 229, by resolution  
7 under s. 229.68 (15), may impose a sales tax and a use tax under this subchapter at  
8 a rate of no more than 0.1% of the gross receipts or sales price. Those taxes may be  
9 imposed only in their entirety. The resolution shall be effective on the first day of the  
10 first month that begins at least 30 days after the adoption of the resolution. Any  
11 moneys transferred from the appropriation account under s. 20.566 (1) (gd) to the  
12 appropriation account under s. 20.835 (4) (gb) shall be used exclusively to retire the  
13 district's debt. Any moneys received under s. 341.14 (6r) (b) 12. b. and credited to the  
14 appropriation account under s. 20.835 (4) (gb) shall be used exclusively to retire the  
15 district's debt. ✓

16           **SECTION 6.** 341.14 (6r) (b) 1. of the statutes is amended to read:

17           **341.14 (6r) (b) 1.** Upon application to register an automobile or motor home,  
18 or a motor truck, dual purpose motor home or dual purpose farm truck which has a  
19 gross weight of not more than 8,000 pounds, or a farm truck which has a gross weight  
20 of not more than 12,000 pounds, by any person who is a resident of this state and a  
21 member of an authorized special group, the department shall issue to the person  
22 special plates whose colors and design shall indicate that the vehicle is owned by a  
23 person who is a member of the applicable special group. The department may not  
24 issue any special group plates under par. (f) 55. or 59. until 6 months after the  
25 department has received information sufficient for the department to determine that

1 any approvals required for use of any logo, trademark, trade name or other  
2 commercial symbol designating, respectively, the professional football team or the  
3 professional baseball team have been obtained.

4 **SECTION 7.** 341.14 (6r) (b) 12. of the statutes is created to read:

5 341.14 (6r) (b) 12. An additional fee of \$25 that is in addition to the fee under  
6 subd. 2. shall be charged for the issuance or renewal of a plate issued on an annual  
7 basis for the special group specified under par. (f) 59. An additional fee of \$50 that  
8 is in addition to the fee under subd. 2. shall be charged for the issuance or renewal  
9 of a plate issued on the biennial basis for the special group specified under par. (f) 59.  
10 if the plate is issued or renewed during the first year of the biennial registration  
11 period or \$25 for the issuance or renewal if the plate is issued or renewed during the  
12 2nd year of the biennial registration period. For each professional baseball team for  
13 which plates are produced under par. (f) 59., all moneys received under this  
14 subdivision, in excess of ~~\$43,200~~ <sup>\$23,000</sup> for the initial costs of production for each team's  
15 special group plates, shall be deposited into the general fund and credited as follows:

16 a. An amount equal to the costs of licensing fees under par. (i) that are related  
17 to that team shall be credited to the appropriation account under s. 20.395 (5) (ej).

18 b. The remainder after crediting the appropriation account as provided in subd.  
19 12. a. shall be credited to the appropriation account under s. 20.835 (4) (gb). The  
20 department of transportation shall identify and record the percentage of moneys  
21 that are attributable to each professional baseball team represented by a plate under  
22 par. (f) 59.

23 **SECTION 8.** 341.14 (6r) (c) of the statutes is amended to read:

24 341.14 (6r) (c) Special group plates shall display the word "Wisconsin", the  
25 name of the applicable authorized special group, a symbol representing the special

1 group, not exceeding one position, and identifying letters or numbers or both, not  
2 exceeding 6 positions and not less than one position. The department shall specify  
3 the design for special group plates, but the department shall consult the president  
4 of the University of Wisconsin System before specifying the word or symbol used to  
5 identify the special groups under par. (f) 35. to 47., the secretary of natural resources  
6 before specifying the word or symbol used to identify the special group under par. (f)  
7 50., the chief executive officer of the professional football team and an authorized  
8 representative of the league of professional football teams described in s. 229.823 to  
9 which that team belongs before specifying the design for the applicable special group  
10 plate under par. (f) 55., the district board, as defined in s. 229.65(6),  
11 the chief executive officer of any professional baseball team  
12 for which special plates are to be issued under par. (f) 59., and an authorized  
13 representative of the league of professional baseball teams to which that team  
14 belongs, before specifying the design for the applicable special group plate under par.  
15 (f) 59., the department of veterans affairs before specifying the design for the special  
16 group plates under par. (f) 49d., 49h., and 49s., and the department of tourism and  
17 chief executive officer of the organization specified in par. (f) 55m. before specifying  
18 the design and word or symbol used to identify the special group name for special  
19 group plates under par. (f) 55m. Special group plates under par. (f) 50. shall be as  
20 similar as possible to regular registration plates in color and design.

21 **SECTION 9.** 341.14 (6r) (e) of the statutes is amended to read:

22 341.14 (6r) (e) The department shall specify one combination of colors for  
23 special group plates for groups or organizations which are not military in nature and  
24 not special group plates under par. (f) 35. to 47. and 50. and, for each professional  
25 football team under par. (f) 55., and for each professional baseball team under par.  
(f) 59. The department shall specify one combination of colors for special group plates

SECTION 9

1 under par. (f) 35. to 47. Subject to par. (c), the department shall specify the word or  
2 words comprising the special group name and the symbol to be displayed upon  
3 special group plates for a group or organization which is not military in nature after  
4 consultation with the chief executive officer in this state of the group or organization.  
5 The department shall require that the word or words and symbol for a university  
6 specified under par. (f) 35. to 47. be a registration decal or tag and affixed to the  
7 special group plate and be of the colors for a university specified under par. (f) 35. to  
8 47. that the president of the University of Wisconsin System specifies.

9 **SECTION 10.** 341.14 (6r) (f) 59. of the statutes is created to read:

10 341.14 (6r) (f) 59. Persons interested in expressing their support of a major  
11 league professional baseball team that uses as its home field baseball park facilities  
12 that are constructed under subch. III of ch. 229.

13 **SECTION 11.** 341.14 (6r) (fm) 7. of the statutes is amended to read:

14 341.14 (6r) (fm) 7. After October 1, 1998, additional authorized special groups  
15 may only be special groups designated by the department under this paragraph. The  
16 authorized special groups enumerated in par. (f) shall be limited solely to those  
17 special groups specified under par. (f) on October 1, 1998. This subdivision does not  
18 apply to the special groups specified under par. (f) 3m., 6m., 9g., 9m., 12g., 12m.,  
19 19m., 49d., 49h., 49s., 54., 55., 55m., 56., 57., and 58., and 59.

20 **SECTION 12.** 341.14 (6r) (i) of the statutes is created to read:

21 341.14 (6r) (i) From the appropriation under s. 20.395 (5) (ej), the department  
22 shall pay <sup>2 percent of all moneys received under par. (b) 12. that are deposited into the</sup> reasonable licensing fees relating to the word or words or the symbol on,  
23 or otherwise required for, special group plates under par. (f) 59.

24 **SECTION 13. Nonstatutory provisions.**

general  
fund  
for

Insert  
6-24

D-Note

1 (1) Notwithstanding section 341.135 (1) of the statutes, the design established  
2 for registration plates issued under section 341.14 (6r) (f) 59. of the statutes, as  
3 created by this act, shall be the same for the 10-year design interval that began on  
4 July 1, 2000, and for the 10-year design interval beginning on July 1, 2010.

5 (2) Notwithstanding section 16.42 (1) (e) of the statutes, if this subsection takes  
6 effect in fiscal year 2010–11, in submitting information under section 16.42 of the  
7 statutes for purposes of the 2011–13 biennial budget bill, the department of  
8 transportation shall submit information concerning the appropriation under section  
9 20.395 (5) (cq) of the statutes as though the total amount appropriated under section  
10 20.395 (5) (cq) of the statutes for the 2010–11 fiscal year was \$43,200 less than the  
11 total amount that was actually appropriated under section 20.395 (5) (cq) for the  
12 2010–11 fiscal year.

13 **SECTION 14. Fiscal changes.**

14 (1) In the schedule under section 20.005 (3) of the statutes for the appropriation  
15 to the department of transportation under section 20.395 (5) (cq) of the statutes, as  
16 affected by the acts of 2009, the dollar amount is increased by \$43,200 for the fiscal  
17 year in which this subsection takes effect to increase funding for special registration  
18 plates supporting professional baseball teams.

19 **SECTION 15. Effective date.**

20 (1) This act takes effect on the first day of the 7th month beginning after  
21 publication.

22 (END)

**2009-2010 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1605/lins  
ARG:.....

**INSERT 6-24:**

**SECTION 9150. Nonstatutory provisions; Transportation.**

(1) BASEBALL SPECIAL PLATES. No later than the first day of the 3rd month beginning after the effective date of this subsection, the district board, as defined in section 229.65 (6) of the statutes, shall consult with the department of transportation for all of the following purposes:

(a) To specify an initial design for the special group plates under section 341.14 (6r) (f) 59. of the statutes, as created by this act.

(b) To facilitate, if necessary, the department of transportation's obtaining of the approval described in section 341.14 (6r) (b) 1. of the statutes, as affected by this act.



**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-1605/1dn

ARG.: *gjf*

*Date*

ATTN: Tyler Byrnes

In order to meet the rapid turnaround required for this request, I have made assumptions in preparing this draft that may not be consistent with your intent.

Two "additional fees" apply to the issuance of special plates. I have assumed that the \$15 fee in the drafting instructions refers to the \$15 fee under s. 341.14 (6r) (b) 2., which (after being pledged for repayment of revenue bonds) may eventually be deposited in the transportation fund. The draft does not otherwise specify a fee for these new Milwaukee Brewers special plates. I have assumed that you want the fee to be \$25, the same fee applicable to Green Bay Packers plates, and that this fee should be deposited in the general fund, as is the Green Bay Packers plate fee. *S*

*X* I am uncertain what is meant in the drafting instructions by "the revenue is to be dedicated to the stadium district." In preparing this draft, I have assumed that you want the revenue used to retire the stadium district debt.

The licensing fee provision of this draft may be problematic if the Milwaukee Brewers at some point are unwilling to license their trademarks for 2 percent of plate revenues.

I have not begun to draft request BB0449. However, it appears at first glance that the attached draft will need to be reconciled with BB0449 at a later time.

Aaron R. Gary  
Legislative Attorney  
Phone: (608) 261-6926  
E-mail: aaron.gary@legis.wisconsin.gov

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1605/1dn  
ARG:kjf:jf

January 20, 2009

ATTN: Tyler Byrnes

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Legislative Attorney  
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E-mail: aaron.gary@legis.wisconsin.gov



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRB-1605/12  
ARG&JK:kjf:jf

in 1/30

reconciling

DOA:.....Byrnes, BB0450 - Creation of Milwaukee Brewers special plates  
FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

Note

Don't Gen

1 AN ACT ...; relating to: the budget.

---

*Analysis by the Legislative Reference Bureau*  
**TRANSPORTATION**

**DRIVERS AND MOTOR VEHICLES**

Under current law, any group or organization may apply to DOT for designation as an authorized special group. If the application is approved, members of the authorized special group may obtain special distinguishing registration plates for certain vehicles, including automobiles and motor homes, that are owned or leased by special group members. A fee, in addition to the regular registration fee for the particular kind of vehicle, is charged for the issuance or reissuance of most special plates.

Before October 2, 1998, authorized special groups whose members may obtain special plates were specifically enumerated in state law. Current law provides that specific enumeration in state law of authorized special groups is limited to those special groups enumerated before October 2, 1998.

This bill establishes an authorized special group specifically enumerated in state law for persons interested in expressing their support of a major league professional baseball team that uses as its home field baseball park facilities that are constructed in a Professional Baseball Park District (presently only the Milwaukee Brewers). In addition to the regular vehicle registration fee, special group members are required to pay a \$15 fee for issuance or reissuance of the special plates and an additional \$25 annual fee that provides funds to retire the debt of the Professional Baseball Park District.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

1       **SECTION 1.** 20.395 (5) (cL) (title) of the statutes is amended to read:

2       20.395 (5) (cL) (title) *Licensing Football plate licensing fees, state funds.*

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3       **SECTION 2.** 20.395 (5) (ej) of the statutes is created to read:

4       20.395 (5) (ej) *Baseball plate licensing fees, state funds.* From the general fund,  
5       all moneys received under s. 341.14 (6r) (b) <sup>3</sup>1~~2~~. a. for the purpose of making payments  
6       of licensing fees under s. 341.14 (6r) (i).

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

7       **SECTION 3.** 20.835 (4) (gb) of the statutes is amended to read:

8       20.835 (4) (gb) *Special district taxes.* All moneys received from the taxes  
9       imposed under s. 77.705, and from the appropriation account under s. 20.566 (1) (gd),  
10       and all moneys received under s. 341.14 (6r) (b) <sup>3</sup>1~~2~~. b., for the purpose of distribution  
11       to the special districts that adopt a resolution imposing taxes under subch. V of ch.  
12       77, and for the purpose of financing a local professional baseball park district, except  
13       that of those tax revenues collected under subch. V of ch. 77 3% for the first 2 years  
14       of collection and 1.5% thereafter shall be credited to the appropriation account under  
15       s. 20.566 (1) (gd).

16       **SECTION 4.** 25.40 (1) (a) <sup>26.</sup>25 of the statutes is created to read:

17       25.40 (1) (a) <sup>26.</sup>25. Moneys received under s. 341.14 (6r) (b) <sup>3</sup>1~~2~~. that are deposited  
18       into the general fund and credited to the appropriation accounts under ss. 20.395 (5)  
19       (ej) and 20.835 (4) (gb).

1           **SECTION 5.** 77.705 of the statutes is amended to read:

2           **77.705 Adoption by resolution; baseball park district.** A local  
3 professional baseball park district created under subch. III of ch. 229, by resolution  
4 under s. 229.68 (15), may impose a sales tax and a use tax under this subchapter at  
5 a rate of no more than 0.1% of the gross receipts or sales price. Those taxes may be  
6 imposed only in their entirety. The resolution shall be effective on the first day of the  
7 first month that begins at least 30 days after the adoption of the resolution. Any  
8 moneys transferred from the appropriation account under s. 20.566 (1) (gd) to the  
9 appropriation account under s. 20.835 (4) (gb) shall be used exclusively to retire the  
10 district's debt. Any moneys received under s. 341.14 (6r) (b) <sup>3</sup>1. b. and credited to the  
11 appropriation account under s. 20.835 (4) (gb) shall be used exclusively to retire the  
12 district's debt.

13           **SECTION 6.** 341.14 (6r) (b) 1. of the statutes is amended to read:

14           341.14 **(6r)** (b) 1. Upon application to register an automobile or motor home,  
15 or a motor truck, dual purpose motor home or dual purpose farm truck which has a  
16 gross weight of not more than 8,000 pounds, or a farm truck which has a gross weight  
17 of not more than 12,000 pounds, by any person who is a resident of this state and a  
18 member of an authorized special group, the department shall issue to the person  
19 special plates whose colors and design shall indicate that the vehicle is owned by a  
20 person who is a member of the applicable special group. The department may not  
21 issue any special group plates under par. (f) 55. or <sup>60</sup>59. until 6 months after the  
22 department has received information sufficient for the department to determine that  
23 any approvals required for use of any logo, trademark, trade name or other  
24 commercial symbol designating, respectively, the professional football team or the  
25 professional baseball team have been obtained.

3  
1 SECTION 7. 341.14 (6r) (b) <sup>3</sup>12. of the statutes is created to read:

2 341.14 (6r) (b) <sup>3</sup>12. An additional fee of \$25 that is in addition to the fee under  
3 subd. 2. shall be charged for the issuance or renewal of a plate issued on an annual  
4 basis for the special group specified under par. (f) <sup>60</sup>~~59~~. An additional fee of \$50 that  
5 is in addition to the fee under subd. 2. shall be charged for the issuance or renewal  
6 of a plate issued on the biennial basis for the special group specified under par. (f) <sup>60</sup>~~59~~.  
7 if the plate is issued or renewed during the first year of the biennial registration  
8 period or \$25 for the issuance or renewal if the plate is issued or renewed during the  
9 2nd year of the biennial registration period. For each professional baseball team for  
10 which plates are produced under par. (f) <sup>60</sup>~~59~~, all moneys received under this  
11 subdivision, in excess of \$23,000 for the initial costs of production for each team's  
12 special group plates, shall be deposited into the general fund and credited as follows:

13 a. An amount equal to the costs of licensing fees under par. (i) that are related  
14 to that team shall be credited to the appropriation account under s. 20.395 (5) (ej).

15 b. The remainder after crediting the appropriation account as provided in subd.  
16 <sup>3</sup>12. a. shall be credited to the appropriation account under s. 20.835 (4) (gb). The  
17 department of transportation shall identify and record the percentage of moneys  
18 that are attributable to each professional baseball team represented by a plate under  
19 par. (f) <sup>60</sup>~~59~~.

20 SECTION 8. 341.14 (6r) (c) of the statutes is amended to read:

21 341.14 (6r) (c) Special group plates shall display the word "Wisconsin", the  
22 name of the applicable authorized special group, a symbol representing the special  
23 group, not exceeding one position, and identifying letters or numbers or both, not  
24 exceeding 6 positions and not less than one position. The department shall specify  
25 the design for special group plates, but the department shall consult the president

1 of the University of Wisconsin System before specifying the word or symbol used to  
2 identify the special groups under par. (f) 35. to 47., the secretary of natural resources  
3 before specifying the word or symbol used to identify the special group under par. (f)  
4 50., the chief executive officer of the professional football team and an authorized  
5 representative of the league of professional football teams described in s. 229.823 to  
6 which that team belongs before specifying the design for the applicable special group  
7 plate under par. (f) 55., the district board, as defined in s. 229.65 (6), before specifying  
8 the design for the applicable special group plate under par. (f) <sup>60</sup>~~59~~. the department  
9 of veterans affairs before specifying the design for the special group plates under par.  
10 (f) 49d., 49h., and 49s., and the department of tourism and chief executive officer of  
11 the organization specified in par. (f) 55m. before specifying the design and word or  
12 symbol used to identify the special group name for special group plates under par.  
13 (f) 55m. Special group plates under par. (f) 50. shall be as similar as possible to  
14 regular registration plates in color and design.

15 **SECTION 9.** 341.14 (6r) (e) of the statutes is amended to read:

16 341.14 **(6r)** (e) The department shall specify one combination of colors for  
17 special group plates for groups or organizations which are not military in nature and  
18 not special group plates under par. (f) 35. to 47. and 50. and, for each professional  
19 football team under par. (f) 55., and for each professional baseball team under par.  
20 (f) <sup>60</sup>~~59~~. The department shall specify one combination of colors for special group plates  
21 under par. (f) 35. to 47. Subject to par. (c), the department shall specify the word or  
22 words comprising the special group name and the symbol to be displayed upon  
23 special group plates for a group or organization which is not military in nature after  
24 consultation with the chief executive officer in this state of the group or organization.  
25 The department shall require that the word or words and symbol for a university

1 specified under par. (f) 35. to 47. be a registration decal or tag and affixed to the  
2 special group plate and be of the colors for a university specified under par. (f) 35. to  
3 47. that the president of the University of Wisconsin System specifies.

4 **SECTION 10.** 341.14 (6r) (f) <sup>60</sup>~~59~~. of the statutes is created to read:

5 341.14 **(6r)** (f) <sup>60</sup>~~59~~. Persons interested in expressing their support of a major  
6 league professional baseball team that uses as its home field baseball park facilities  
7 that are constructed under subch. III of ch. 229.

8 **SECTION 11.** 341.14 (6r) (fm) 7. of the statutes is amended to read:

9 341.14 **(6r)** (fm) 7. After October 1, 1998, additional authorized special groups  
10 may only be special groups designated by the department under this paragraph. The  
11 authorized special groups enumerated in par. (f) shall be limited solely to those  
12 special groups specified under par. (f) on October 1, 1998. This subdivision does not  
13 apply to the special groups specified under par. (f) 3m., 6m., 9g., 9m., 12g., 12m.,  
14 19m., 49d., 49h., 49s., 54., 55., 55m., 56., 57., and 58., and <sup>60</sup>~~59~~.

15 **SECTION 12.** 341.14 (6r) (i) of the statutes is created to read:

16 341.14 **(6r)** (i) From the appropriation under s. 20.395 (5) (ej), the department  
17 shall pay 2 percent of all moneys received under par. (b) <sup>3</sup>~~12~~. that are deposited into  
18 the general fund for licensing fees relating to the word or words or the symbol on, or  
19 otherwise required for, special group plates under par. (f) <sup>60</sup>~~59~~.

20 **SECTION 9150. Nonstatutory provisions; Transportation.**

21 (1) BASEBALL SPECIAL PLATES. No later than the first day of the 3rd month  
22 beginning after the effective date of this subsection, the district board, as defined in  
23 section 229.65 (6) of the statutes, shall consult with the department of transportation  
24 for all of the following purposes:



1 (a) To specify an initial design for the special group plates under section 341.14

2 (6r) (f) <sup>60</sup>~~59~~. of the statutes, as created by this act.

3 (b) To facilitate, if necessary, the department of transportation's obtaining of  
4 the approval described in section 341.14 (6r) (b) 1. of the statutes, as affected by this  
5 act.

6 (END)

D-Note

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-1605/2dn

ARG: C...

*Date*

ATTN: Tyler Byrnes

I have made changes to the numbering of various provisions in the attached draft to reconcile this numbering with the numbering in LRB-1326. No other changes are made in the attached draft, but LRB-1326 reconciles provisions in LRB-1605, LRB-1326, and LRB-1609.

Aaron R. Gary  
Legislative Attorney  
Phone: (608) 261-6926  
E-mail: aaron.gary@legis.wisconsin.gov

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-1605/2dn  
ARG:kjf:rs

January 30, 2009

ATTN: Tyler Byrnes

I have made changes to the numbering of various provisions in the attached draft to reconcile this numbering with the numbering in LRB-1326/3. No other changes are made in the attached draft, but LRB-1326/3 reconciles provisions in LRB-1605/1, LRB-1326/3, and LRB-1609/2.

Aaron R. Gary  
Legislative Attorney  
Phone: (608) 261-6926  
E-mail: [aaron.gary@legis.wisconsin.gov](mailto:aaron.gary@legis.wisconsin.gov)

## Gary, Aaron

---

**From:** Byrnes, Tyler - DOA [Tyler.Byrnes@wisconsin.gov]  
**Sent:** Tuesday, February 03, 2009 10:29 AM  
**To:** Gary, Aaron  
**Subject:** RE: 09-1605/2 - Creation of brewers license plate

Aaron,

The \$23,000 figure should be bumped up to \$24,300. The Brewers wanted to have the part about design approval in the draft. Apparently they feel it needs to be in there. I understand the problems with late changes to the drafts. I just keep getting instructions to have changes made.

Thanks,

Tyler

---

**From:** Gary, Aaron [mailto:Aaron.Gary@legis.wisconsin.gov]  
**Sent:** Tuesday, February 03, 2009 10:08 AM  
**To:** Byrnes, Tyler - DOA  
**Cc:** Hanaman, Cathlene - LEGIS; Kraus, Jennifer - DOA  
**Subject:** RE: 09-1605/2 - Creation of brewers license plate

Tyler,

Do you know if the \$23,000 figure at p. 4, line 11 is still what you want (I assume the expense for DOT goes up if there are 2 designs)?

It seems to me the Brewers approval is unnecessary because the Brewers could simply require as a condition of licensing their logo (already in the bill) that the VP approve the design. But I am putting it in per your request.

The problem with late changes like this, even simple ones, is that we have already reconciled the individual drafts. These changes impact provisions that are affected by 3 drafts, 2 having different effective dates so that they have to be double drafted and everything has to correspond. This changes requires us to try to unwind the reconciling in these drafts and put it back together and I believe requires changes to more than just LRB-1605.

Aaron

Aaron R. Gary  
*Attorney, Legislative Reference Bureau*  
608.261.6926 (voice)  
608.264.6948 (fax)  
aaron.gary@legis.state.wi.us

---

**From:** Byrnes, Tyler - DOA [mailto:Tyler.Byrnes@wisconsin.gov]  
**Sent:** Tuesday, February 03, 2009 8:14 AM  
**To:** Gary, Aaron  
**Subject:** RE: 09-1605/2 - Creation of brewers license plate

Aaron,

02/03/2009

The official name of the organization is the Milwaukee Brewers Baseball Club LP.

The intent is to allow two different designs issued for the same statutorily authorized plate.

Thanks,

Tyler

---

**From:** Gary, Aaron [mailto:Aaron.Gary@legis.wisconsin.gov]  
**Sent:** Monday, February 02, 2009 9:07 PM  
**To:** Byrnes, Tyler - DOA  
**Cc:** Hanaman, Cathlene - LEGIS; Kraus, Jennifer - DOA  
**Subject:** RE: 09-1605/2 - Creation of brewers license plate

Tyler,

What is the exact name of the organization, or can you confirm for me that "Milwaukee Brewers" is the legal name of the entity of which the executive vice president is the officer?

Do you mean two different designs issued for the same statutorily authorized plate? I'm not aware of there ever being two different designs for the same authorized plate. Let me know if this is your intent and I'll check tomorrow to see what complications such a change would have for the draft.

Aaron

---

**From:** Byrnes, Tyler - DOA [mailto:Tyler.Byrnes@wisconsin.gov]  
**Sent:** Mon 2/2/2009 5:34 PM  
**To:** Gary, Aaron  
**Cc:** Hanaman, Cathlene; Kraus, Jennifer - DOA  
**Subject:** 09-1605/2 - Creation of brewers license plate

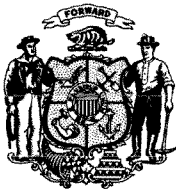
Aaron,

Can you modify this draft to give the executive vice president of the Milwaukee Brewers the authority to approve the design, and change the draft so that there are two license plate designs allowed?

Thanks,

Tyler

02/03/2009



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRB-1605/23  
ARG&JK:kjf:rs

in  
2/3

(RMR)

DOA:.....Byrnes, BB0450 - Creation of Milwaukee Brewers special plates  
FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

(D-note)

1 AN ACT ...; relating to: the budget.

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*Analysis by the Legislative Reference Bureau*  
**TRANSPORTATION**

**DRIVERS AND MOTOR VEHICLES**

Under current law, any group or organization may apply to DOT for designation as an authorized special group. If the application is approved, members of the authorized special group may obtain special distinguishing registration plates for certain vehicles, including automobiles and motor homes, that are owned or leased by special group members. A fee, in addition to the regular registration fee for the particular kind of vehicle, is charged for the issuance or reissuance of most special plates.

Before October 2, 1998, authorized special groups whose members may obtain special plates were specifically enumerated in state law. Current law provides that specific enumeration in state law of authorized special groups is limited to those special groups enumerated before October 2, 1998.

This bill establishes an authorized special group specifically enumerated in state law for persons interested in expressing their support of a major league professional baseball team that uses as its home field baseball park facilities that are constructed in a Professional Baseball Park District (presently only the Milwaukee Brewers). In addition to the regular vehicle registration fee, special group members are required to pay a \$15 fee for issuance or reissuance of the special plates and an additional \$25 annual fee that provides funds to retire the debt of the Professional Baseball Park District.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

1       **SECTION 1.** 20.395 (5) (cL) (title) of the statutes is amended to read:

2       20.395 (5) (cL) (title) *Licensing Football plate licensing fees, state funds.*

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3       **SECTION 2.** 20.395 (5) (ej) of the statutes is created to read:

4       20.395 (5) (ej) *Baseball plate licensing fees, state funds.* From the general fund,  
5 all moneys received under s. 341.14 (6r) (b) 13. a. for the purpose of making payments  
6 of licensing fees under s. 341.14 (6r) (i).

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

7       **SECTION 3.** 20.835 (4) (gb) of the statutes is amended to read:

8       20.835 (4) (gb) *Special district taxes.* All moneys received from the taxes  
9 imposed under s. 77.705, and from the appropriation account under s. 20.566 (1) (gd),  
10 and all moneys received under s. 341.14 (6r) (b) 13. b., for the purpose of distribution  
11 to the special districts that adopt a resolution imposing taxes under subch. V of ch.  
12 77, and for the purpose of financing a local professional baseball park district, except  
13 that of those tax revenues collected under subch. V of ch. 77 3% for the first 2 years  
14 of collection and 1.5% thereafter shall be credited to the appropriation account under  
15 s. 20.566 (1) (gd).

16       **SECTION 4.** 25.40 (1) (a) 26. of the statutes is created to read:

17       25.40 (1) (a) 26. Moneys received under s. 341.14 (6r) (b) 13. that are deposited  
18 into the general fund and credited to the appropriation accounts under ss. 20.395 (5)  
19 (ej) and 20.835 (4) (gb).

1           **SECTION 5.** 77.705 of the statutes is amended to read:

2           **77.705 Adoption by resolution; baseball park district.** A local  
3 professional baseball park district created under subch. III of ch. 229, by resolution  
4 under s. 229.68 (15), may impose a sales tax and a use tax under this subchapter at  
5 a rate of no more than 0.1% of the gross receipts or sales price. Those taxes may be  
6 imposed only in their entirety. The resolution shall be effective on the first day of the  
7 first month that begins at least 30 days after the adoption of the resolution. Any  
8 moneys transferred from the appropriation account under s. 20.566 (1) (gd) to the  
9 appropriation account under s. 20.835 (4) (gb) shall be used exclusively to retire the  
10 district's debt. Any moneys received under s. 341.14 (6r) (b) 13. b. and credited to the  
11 appropriation account under s. 20.835 (4) (gb) shall be used exclusively to retire the  
12 district's debt.

13           **SECTION 6.** 341.14 (6r) (b) 1. of the statutes is amended to read:

14           **341.14 (6r) (b) 1.** Upon application to register an automobile or motor home,  
15 or a motor truck, dual purpose motor home or dual purpose farm truck which has a  
16 gross weight of not more than 8,000 pounds, or a farm truck which has a gross weight  
17 of not more than 12,000 pounds, by any person who is a resident of this state and a  
18 member of an authorized special group, the department shall issue to the person  
19 special plates whose colors and design shall indicate that the vehicle is owned by a  
20 person who is a member of the applicable special group. The department may not  
21 issue any special group plates under par. (f) 55. or 60. until 6 months after the  
22 department has received information sufficient for the department to determine that  
23 any approvals required for use of any logo, trademark, trade name or other  
24 commercial symbol designating, respectively, the professional football team or the  
25 professional baseball team have been obtained.



1           **SECTION 7.** 341.14 (6r) (b) 13. of the statutes is created to read:

2           341.14 **(6r)** (b) 13. An additional fee of \$25 that is in addition to the fee under  
3       subd. 2. shall be charged for the issuance or renewal of a plate issued on an annual  
4       basis for the special group specified under par. (f) 60. An additional fee of \$50 that  
5       is in addition to the fee under subd. 2. shall be charged for the issuance or renewal  
6       of a plate issued on the biennial basis for the special group specified under par. (f) 60.  
7       if the plate is issued or renewed during the first year of the biennial registration  
8       period or \$25 for the issuance or renewal if the plate is issued or renewed during the  
9       2nd year of the biennial registration period. For each professional baseball team for  
10      which plates are produced under par. (f) 60., all moneys received under this  
11      subdivision, in excess of ~~\$23,000~~ <sup>\$24,300</sup> for the initial costs of production for each team's  
12      special group plates, shall be deposited into the general fund and credited as follows:

13           a. An amount equal to the costs of licensing fees under par. (i) that are related  
14      to that team shall be credited to the appropriation account under s. 20.395 (5) (ej).

15           b. The remainder after crediting the appropriation account as provided in subd.  
16      13. a. shall be credited to the appropriation account under s. 20.835 (4) (gb). The  
17      department of transportation shall identify and record the percentage of moneys  
18      that are attributable to each professional baseball team represented by a plate under  
19      par. (f) 60.

20           **SECTION 8.** 341.14 (6r) (c) of the statutes is amended to read:

21           341.14 **(6r)** (c) Special group plates shall display the word "Wisconsin", the  
22      name of the applicable authorized special group, a symbol representing the special  
23      group, not exceeding one position, and identifying letters or numbers or both, not  
24      exceeding 6 positions and not less than one position. The department shall specify  
25      the design for special group plates, but the department shall consult the president

1 of the University of Wisconsin System before specifying the word or symbol used to  
2 identify the special groups under par. (f) 35. to 47., the secretary of natural resources  
3 before specifying the word or symbol used to identify the special group under par. (f)  
4 50., the chief executive officer of the professional football team and an authorized  
5 representative of the league of professional football teams described in s. 229.823 to  
6 which that team belongs before specifying the design for the applicable special group  
7 plate under par. (f) 55., the district board, as defined in s. 229.65 (6), before specifying  
8 the design for the applicable special group plate under par. (f) 60., the department  
9 of veterans affairs before specifying the design for the special group plates under par.  
10 (f) 49d., 49h., and 49s., and the department of tourism and chief executive officer of  
11 the organization specified in par. (f) 55m. before specifying the design and word or  
12 symbol used to identify the special group name for special group plates under par.  
13 (f) 55m. Special group plates under par. (f) 50. shall be as similar as possible to  
14 regular registration plates in color and design.

15 **SECTION 9.** 341.14 (6r) (e) of the statutes is amended to read:

16 341.14 **(6r)** (e) The department shall specify one combination of colors for  
17 special group plates for groups or organizations which are not military in nature and  
18 not special group plates under par. (f) 35. to 47. and 50. and, for each professional  
19 football team under par. (f) 55., and for each professional baseball team under par.  
20 (f) 60. The department shall specify one combination of colors for special group plates  
21 under par. (f) 35. to 47. Subject to par. (c), the department shall specify the word or  
22 words comprising the special group name and the symbol to be displayed upon  
23 special group plates for a group or organization which is not military in nature after  
24 consultation with the chief executive officer in this state of the group or organization.  
25 The department shall require that the word or words and symbol for a university

1 specified under par. (f) 35. to 47. be a registration decal or tag and affixed to the  
2 special group plate and be of the colors for a university specified under par. (f) 35. to  
3 47. that the president of the University of Wisconsin System specifies.

4 **SECTION 10.** 341.14 (6r) (f) 60. of the statutes is created to read:

5 341.14 (6r) (f) 60. Persons interested in expressing their support of a major  
6 league professional baseball team that uses as its home field baseball park facilities  
7 that are constructed under subch. III of ch. 229.

8 **SECTION 11.** 341.14 (6r) (fm) 7. of the statutes is amended to read:

9 341.14 (6r) (fm) 7. After October 1, 1998, additional authorized special groups  
10 may only be special groups designated by the department under this paragraph. The  
11 authorized special groups enumerated in par. (f) shall be limited solely to those  
12 special groups specified under par. (f) on October 1, 1998. This subdivision does not  
13 apply to the special groups specified under par. (f) 3m., 6m., 9g., 9m., 12g., 12m.,  
14 19m., 49d., 49h., 49s., 54., 55., 55m., 56., 57., and 58., and 60.

15 **SECTION 12.** 341.14 (6r) (i) of the statutes is created to read:

16 341.14 (6r) (i) From the appropriation under s. 20.395 (5) (ej), the department  
17 shall pay 2 percent of all moneys received under par. (b) 13. that are deposited into  
18 the general fund for licensing fees relating to the word or words or the symbol on, or  
19 otherwise required for, special group plates under par. (f) 60.

20 **SECTION 9150. Nonstatutory provisions; Transportation.**

21 (1) BASEBALL SPECIAL PLATES. No later than the first day of the 3rd month  
22 beginning after the effective date of this subsection, the district board, as defined in  
23 section 229.65 (6) of the statutes, shall consult with the department of transportation  
24 for all of the following purposes:

1 (a) To specify an initial design for the special group plates under section 341.14  
2 (6r) (f) 60. of the statutes, as created by this act.

3 (b) To facilitate, if necessary, the department of transportation's obtaining of  
4 the approval described in section 341.14 (6r) (b) 1. of the statutes, as affected by this  
5 act.

6 (END)

*D-note*

2009-2010 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-1605/3ins  
ARG:.....

1

2

**INSERT 5-14:**

3

*no P*

4

5

6

The department shall make available 2 designs for the special group plates  
under par. (f) 60. The department may not specify any design for the special group  
plates under par. (f) 60. unless the design is approved by the executive vice president  
of the Milwaukee Brewers Baseball Club LP.

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1605/3dn

ARC:...

*Date*

ATTN: Tyler Byrnes

*AR*  
I have made the requested changes to this draft and corresponding changes to LRB-1326. LRB-1326 continues to reconcile provisions in LRB-1605/1, LRB-1326/3, and LRB-1609/2.

Aaron R. Gary  
Legislative Attorney  
Phone: (608) 261-6926  
E-mail: aaron.gary@legis.wisconsin.gov

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1605/3dn  
ARG:kjf:jf

February 3, 2009

ATTN: Tyler Byrnes

I have made the requested changes to this draft and corresponding changes to LRB-1326. LRB-1326 continues to reconcile provisions in LRB-1605/1, LRB-1326/3, and LRB-1609/2.

Aaron R. Gary  
Legislative Attorney  
Phone: (608) 261-6926  
E-mail: [aaron.gary@legis.wisconsin.gov](mailto:aaron.gary@legis.wisconsin.gov)

**Gary, Aaron**

---

**From:** Grinde, Kirsten - DOA [kirsten.grinde@wisconsin.gov]  
**Sent:** Tuesday, February 03, 2009 2:13 PM  
**To:** Gary, Aaron; Kreye, Joseph  
**Cc:** Hanaman, Cathlene; Byrnes, Tyler - DOA; Kraus, Jennifer - DOA  
**Subject:** FW: LRB Draft: 09-1605/3 Creation of Milwaukee Brewers special plates

Aaron,

On pages 5 and 7 of LRB 09-1605/3, please remove the district board from the design process for the new Milwaukee Brewers plate.

On page 5, I believe you can just remove the changes on lines 7 and 8.

On page 7, please replace the "district board" with the "executive vice president of the Milwaukee Brewers Baseball Club LP."

Please let me know if you have any questions.

Thanks,

Kirsten

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**From:** Schmiedicke, David P - DOA  
**Sent:** Tuesday, February 03, 2009 12:56 PM  
**To:** Grinde, Kirsten - DOA  
**Subject:** RE: LRB Draft: 09-1605/3 Creation of Milwaukee Brewers special plates

That is correct.

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**From:** Grinde, Kirsten - DOA  
**Sent:** Tuesday, February 03, 2009 11:23 AM  
**To:** Schmiedicke, David P - DOA  
**Cc:** Byrnes, Tyler - DOA  
**Subject:** FW: LRB Draft: 09-1605/3 Creation of Milwaukee Brewers special plates

Dave,

Please see the attached. I think we still need a change to Page 5, where the draft references the requirement that DOT consult the district board, even though there is language added regarding the approval of the plate by the executive vice president.

Thanks,

Kirsten

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**From:** Frantzen, Jean [mailto:Jean.Frantzen@legis.wisconsin.gov]  
**Sent:** Tuesday, February 03, 2009 11:14 AM  
**To:** Byrnes, Tyler - DOA  
**Cc:** Grinde, Kirsten - DOA; Hanaman, Cathlene - LEGIS; Beadles, Kathleen - DOA  
**Subject:** LRB Draft: 09-1605/3 Creation of Milwaukee Brewers special plates

*Following is the PDF version of draft 09-1605/3.*

02/03/2009